2013 DRAFTING REQUEST

Bill								
Receiv						Received By:	agary	
Wante						Same as LRB:	-0829	
For: David Murphy (608)			266-7500		By/Representing:	Diane Handrick	•	
May C	ontact:					Drafter:	agary	
Subjec	t:	Beverage	es			Addl. Drafters:		
						Extra Copies:		
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Topic								
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Instru	ctions:				···········			
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<END>

2013 DRAFTING REQUEST

Bill									
Received: 2/7/2014 Wanted: As time permits For: David Murphy (608) 266-75				F	Received By:	agary			
				S	Same as LRB:	-0829			
			3) 266-7500	I	By/Representing:	Diane Handric	k		
May Contact:				Ĭ	Orafter:	agary	ary		
Subject: Beverages			I	Addl. Drafters:					
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/?	agary 2/7/2014	kfollett 2/7/2014	jfrantze 2/7/2014						
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FE Sent For:

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May Contact:					Drafter:	agary	
Subject: Beverages				Addl. Drafters:			
					Extra Copies:		
Submit via em Requester's en Carbon copy (nail:			gis.wisconsii .wisconsin.g			
Pre Topic:							
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Topic: Liquor license	e quotas fo	or restaurants	V				
Instructions:							
See attached							
Drafting Hist	tory:						
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FE Sent For:

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agary

<END>

Gary, Aaron

From:

VerVelde, Rachel

Sent:

Friday, February 07, 2014 10:49 AM

To: Cc: Gary, Aaron Handrick, Diane

Subject:

LRB -0829/1 Topic: Liquor license quotas for restaurants

Aaron,

Can you draft a companion for LRB 0829/1 for Representative Murphy?

Thanks,

Rachel A. VerVelde

Chief of Staff - Office of Senator Glenn Grothman 20th Senate District Rachel.VerVelde@legis.wi.gov 608-266-7513



State of Misconsin 2013 - 2014 LEGISLATURE

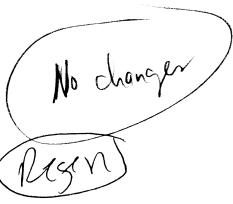
TODAY



2/7

ARG:kjf:jm

2013 BILL



- AN ACT to renumber and amend 125.51 (4) (v) 1.; and to create 125.51 (4) (v)
- 2 1. a. of the statutes; **relating to:** municipal quotas for retail intoxicating liquor
- 3 licenses.

1

Analysis by the Legislative Reference Bureau

Current law prohibits a person from selling alcohol beverages at retail unless the seller possesses a license or permit authorizing the sale. A "Class B" license authorizes the retail sale of intoxicating liquor for consumption on the licensed premises and, depending on the type of intoxicating liquor and whether a municipal ordinance has been adopted, may also authorize the retail sale of intoxicating liquor for consumption off the licensed premises, subject to certain limitations. Current law imposes a quota on the number of "Class B" licenses that a municipality may issue. This quota is generally determined by a formula based on the number of licenses previously issued by the municipality and the municipality's population. Current law provides quota exceptions for a full–service restaurant that has a seating capacity of 300 or more persons and for a hotel that has 50 or more rooms and has a restaurant or banquet room meeting certain criteria. Current law also provides a quota exception for certain opera houses and theaters, but a "Class B" license issued under this exception authorizes the sale of intoxicating liquor only for consumption on the premises and only in connection with ticketed performances.

This bill modifies the quota exception for most full-service restaurants. The bill provides a quota exception for a full-service restaurant regardless of seating capacity, but creates a definition of "full-service restaurant" for purposes of the bill

BILL

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that limits the exception to an establishment where meals are prepared, served, and sold for consumption on the premises and in which the sale of alcohol beverages accounts for 50 percent or less of the establishment's gross receipts. In addition, a "Class B" license issued under this exception authorizes the sale of intoxicating liquor only for consumption on the premises. The bill prohibits a person holding a "Class B" license, other than one issued under this exception, from surrendering that license and applying for a new license under this exception.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 125.51 (4) (v) 1. of the statutes is renumbered 125.51 (4) v. 1. b. and amended to read:

or more persons. Notwithstanding sub. (3) (a) and (b), a "Class B" license issued under this subdivision authorizes the retail sale of intoxicating liquor only for consumption on the premises where sold. If a "Class B" license issued under this subdivision is surrendered to the issuing municipality, revoked, or not renewed, the municipality may not reissue the license to any applicant other than a full–service restaurant. A person that holds a "Class B" license, other than one issued under this subdivision, that is surrendered, revoked, or not renewed may not apply for issuance of a "Class B" license under this subdivision.

Section 2. 125.51 (4) (v) 1. a. of the statutes is created to read:

125.51 (4) (v) 1. a. In this subdivision, "full-service restaurant" means an establishment where meals are prepared, served, and sold to transients or the general public for consumption on the premises and in which the sale of alcohol beverages accounts for 50 percent or less of the establishment's gross receipts for the most recent alcohol beverage licensing year.

BILL

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1	Section 3. Initial applicability.
2	(1) This act first applies to licenses initially issued under section 125.51 (4) (v)
3	1. of the statutes on the effective date of this subsection.
4	Section 4. Effective date.
5	(1) This act takes effect on the first day of the 3rd month beginning after
6	publication.

(END)

STATE OF WISCONSIN – LEGISLATIVE REFERENCE BUREAU

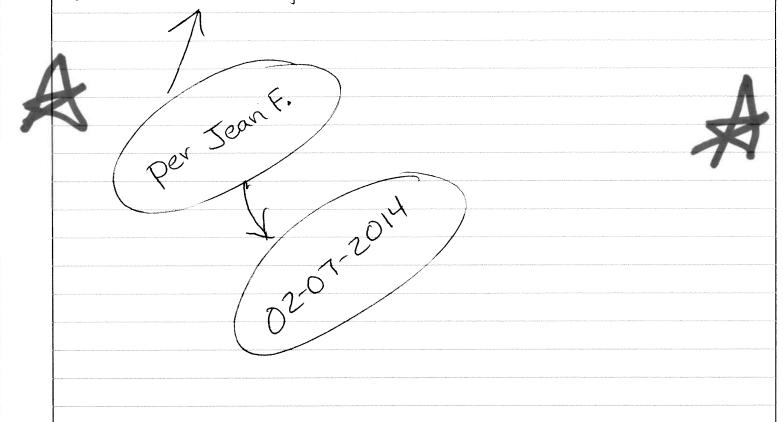
LRB

Research (608-266-0341) Library (608-266-7040) Legal (608-266-3561)

LRB

Because Section 125,51 (4) (1) 1. in being amended as 125.51 (1) (1)1.b., the program clossn't know what to do with it and crashes on the compare program.

this will have to be compared using a copy of the bill a removing this section from the copy, - and for compare by just reading from Statutes.



Parisi, Lori

From:

Handrick, Diane

Sent:

Friday, February 07, 2014 1:25 PM

To:

LRB.Legal

Subject:

Draft Review: LRB -4230/1 Topic: Liquor license quotas for restaurants

Please Jacket LRB -4230/1 for the ASSEMBLY.